

**CHAPTER NO. 1007**

**HOUSE BILL NO. 3988**

**By Representatives McMillan, Litz**

**Substituted for: Senate Bill No. 3870**

**By Senators Kyle, Jackson, Burks**

AN ACT to amend Tennessee Code Annotated, Title 4, Chapter 6, Part 1, relative to the establishment of a special department of correction confiscated cash fund.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 4, Chapter 6, Part 1, is amended by adding the following as a new, appropriately designated section:

(a) There is hereby established a separate department of correction confiscated cash fund ("fund").

(b) All monies collected as contraband from the inmate population at any of the facilities operated by or under the authority of the department of correction shall be paid over to the department of correction for deposit into the fund established by this section.

(c) The purpose of the fund is to enhance the department's ability to combat drug trafficking in facilities operated by or under the authority of the department of correction through the use of canine units. Any monies within the fund shall be withdrawn or expended only for the purpose of the purchase, training, and maintenance of the department's canine units.

(d)(1) Monies retained in the confiscated cash fund shall be invested by the state treasurer under appropriate rules and regulations to the end that adequate funds will be available for the purposes of this section.

(2) Revenue that is produced for the confiscated cash fund shall not revert to the state general fund and shall not be subject to impoundment or allotment reserve, but shall be managed on a revolving no-quarter basis.

SECTION 2. This act shall take effect July 1, 2006, the public welfare requiring it.

PASSED: May 25, 2006

  
JIMMY NAIFEH, SPEAKER  
HOUSE OF REPRESENTATIVES

  
JOHN S. WILDER  
SPEAKER OF THE SENATE

APPROVED this 27<sup>th</sup> day of June 2006

  
PHIL BREDESEN, GOVERNOR